FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3246 OF 2005
IN
FIRST APPEAL NO. 522 OF 2003

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	Coram, : Court's or Judge's Orders : .

Mr. Anil Singh with D. R. Shah for applicant

Mr. A. V. Chatuphale for R-1 to 3

Mrs. G.P. Mulekar, AGP for R-4

Mr. L. C. Chougule for R-6

CORAM: SMT. RANJANA DESAI, J.
12/9/2005

P.C.:-

By my order dated 6/5/05 I had inter alia directed the designated court to sell 15 properties.

2. The present application is filed by the applicant Gopal Mansion Chawl Committee which is an association of the tenants which claims that the property described in the application as the said property

is acquired by MHADA for the benefit of the applicant and, therefore, it may be excluded from the 15 properties which the designated court proposes to sell pursuant to my order dated 6/5/05.

3. Alternatively it is prayed that the designated court be directed to expeditiously decide Miscellaneous Application No. 311 of 2003 filed by the applicants in Special Case No. 5/2001.

4. I have heard the learned counsel appearing for the parties.

5. In my opinion, it would be in the interest of the parties, if the designated court hears Misc. Application No. 311/03 expeditiously and in accordance with law. Hence the following order is passed:

a) The designated court MPID Greater Mumbai is directed to hear and dispose of Misc. Application No. 311/03 filed by the applicants in

Special Case No. 5/2001 after hearing all the parties, in accordance with law and without being influenced by any observations made by me, if any in respect of the said property in my order dated 6/5/05.

b) I may clarify that this order is passed by me without considering the merits of the case of the parties.

c) Civil Application is disposed of.

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